

EXHIBIT “N”

GENL-4 (03/05)

E-3
New York State Police

SUPPORTING DEPOSITION (CPL § 100.20)

PAGE 1 OF 1THE PEOPLE OF THE STATE OF NEW YORK
—VS.

DEFENDANT(S)

LOCATION OF INCIDENT:

STATE OF NEW YORK _____ COURT

COUNTY OF _____

OF _____

LOCATION OF DEPOSITION:

STATE OF NEW YORK

COUNTY OF OrangeTown OF Deerpark

DATE

On 02/14/13

TIME STARTED:

at 4:13 PM

FULL NAME:

Caillin Railo 08/12/81

state the following: I am a driver for Quality Bus Service and have been employed with them for approximately four months. On today's date, at approximately 2:30 PM I was traveling northbound on State Route 209 in the Town of Deerpark, operating Bus #701. This is my normal bus route and at the time there was only one child on the bus, Kiera. I don't remember her last name, but she gets dropped off at 135 Maple Road. As I began to make a left turn onto Prospect Trail I did not see any vehicles traveling southbound on Route 209. In the midst of making the turn I saw a dark colored two-door car traveling southbound on Route 209. I estimated the vehicle to be traveling 65-70 miles per hour. The driver of the other car was a younger, white male, not wearing a seatbelt and wearing some type of a sweat shirt. He didn't seem to be looking right

NOTICE

(Penal Law § 210.45)

In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the state of New York punishable as a Class A Misdemeanor. (CL)

Affirmed under penalty of perjury

this 14th day of February, 2013

-OR-

* Subscribed and Sworn to before me

this _____ day of _____

* This form need be sworn to only when specifically required by the court

Caillin Railo
(SIGNATURE OF DEPONENT)

1/19
(WITNESS)

Inv. M.T. Skunkis
Inv. OM/S
(NAME OF PERSON TAKING DEPOSITION)

TIME ENDED:

4:55 PM

Page 1 - ORIGINAL

Page 2 - COPY

Page 3 - COPY

Page 4 - COPY

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PAGE 2 OF 2THE PEOPLE OF THE STATE OF NEW YORK
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LOCATION OF INCIDENT:

STATE OF NEW YORK _____ COURT

COUNTY OF _____

OF _____

LOCATION OF DEPOSITION:

STATE OF NEW YORK

COUNTY OF OrangeTown OF DeerparkOn DATE: 02/14/13 at TIME STARTED: 4:15 PM, FULL NAME: Caitlin Raito 08/12/81

state the following: but kept coming straight at me. His vehicle struck the front passenger side of the bus just as the front of the bus was entering Peepack Trail. Once we were struck I made sure Kiera was okay and got her off the bus. I could see the driver was bleeding from the nose and I asked if he was alright. I couldn't tell what he said, but I told it to Kiera to see him so we went omg omg to the building across the street. The medications I took today are: Clonidine .01mg, one tablet at 9:45 AM Valium 5 mg 1 tablet at 9:45 AM. Yesterday I took Percocet 7.5mg 2 tablets at about 8 PM and a half Ambien 10 mg 1/2 tablet at 8 PM. I also take Suboxone 8 mg in the morning and 2 mg before bed but I haven't taken it since last week.

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Affirmed under penalty of perjury

this 14th day of February, 2013
- OR -

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this _____ day of _____

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Caitlin Raito
(SIGNATURE OF DEPONENT)

Jim 11/19
(WITNESS)

Jim M.J. Skank
(NAME OF PERSON TAKING DEPOSITION)

TIME ENDED:

4:55 PM

Page 1 - ORIGINAL

Page 2 - COPY

Page 3 - COPY

Page 4 - COPY

STATE OF NEW YORK

STATEMENT

DATED 04/12/2013 E-5

COUNTY OF ORANGE

TOWN OF HUGUENOT

I, CAITLIN H RAILO, AGE 31, BORN ON 08/12/1981,
 AND RESIDING AT 5 WHITE STREET PORT JERVIS NY 12771
 HAVE BEEN ADVISED BY INV TIMOTHY M DYMOND
 OF THE NEW YORK STATE POLICE, OF THE FOLLOWING:

I HAVE THE RIGHT TO REMAIN SILENT, AND I DO NOT HAVE TO MAKE ANY STATEMENT IF I DON'T WANT TO. *ch*

IF I GIVE UP THAT RIGHT, ANYTHING I DO SAY CAN AND WILL BE USED AGAINST ME IN A COURT OF LAW. *ch*

I HAVE THE RIGHT TO HAVE A LAWYER PRESENT BEFORE MAKING ANY STATEMENT OR AT ANY TIME DURING THIS STATEMENT. *ch*

IF I SHOULD DECIDE I DO WANT A LAWYER, AND I CANNOT AFFORD TO HIRE ONE, A LAWYER WILL BE APPOINTED FOR ME FREE OF CHARGE AND I MAY HAVE THAT LAWYER PRESENT BEFORE MAKING ANY STATEMENT. *ch*

I ALSO UNDERSTAND THAT I HAVE THE RIGHT TO STOP AT ANY TIME DURING THIS STATEMENT AND REMAIN SILENT AND HAVE A LAWYER PRESENT. *ch*

I FULLY UNDERSTAND THESE RIGHTS, AND AT THIS TIME I AGREE TO GIVE UP MY RIGHTS AND MAKE THE FOLLOWING STATEMENT: *ch*

Caitlin Railo
 SIGNATURE

[Signature]
 WITNESS

Statement:

: Denotes questions by Investigator Timothy Dymond.
 : Denotes answers by Caitlin Railo.

: Do you read and write the English language?
 : Yes.

: Do you agree to speak to me without an attorney present?
 : Yes

Do you know why you are here today?
 Unfortunately yes. For the bus accident I had dirty blood.

Why was your blood test positive for morphine and Diazepam?

I am prescribed valium by Dr. Galli so that is why Diazepam came up. I ran out of Suboxone the two days before the accident. I'd not go to my doctor and get a refill and I was not allowed to call out of work. I had to work. I took a 200mg Morphine pill. It is round and oblong says 200 on one side. The pill is time released.

When did you take the pill on February 13th 2013?
 12am on the 14th actually.

Did you feel like you should not have gone to work and drive the school bus?
 I felt fine in the morning run I just felt tired in the afternoon run. The pill combined with lack of sleep from the night before caused me to be more tired than normal.

Do you regret driving the school bus that day?
 Yes.

ch

GE 1 OF 2

STATE OF NEW YORK

STATEMENTDATED 04/12/2013

Statement:

TD: If you could go back to the day of the accident would you have taken the day off?

DR: If I could I would have. Under no circumstances can I call out because nobody else can do my run.

TD: Do you have a drug problem?

DR: No.

TD: Is there anything you would like to add?

DR: I got out of the bus and saw how hurt the other kid was and his face was banged up. I had a child on the bus so I asked the child not to look when I went to see how hurt the other driver was. I grabbed the child off the bus. The little girl is probably traumatized. I now the other driver got air lifted. I have nightmares about seeing the other driver's face. I was tired and I wished they would have let me call out. My boss told me that I could not call out under any circumstances.

TD: Are you giving this statement on your own free will without or threat or promise by the NY state police?

DR: Yes.

ch

Notice

(Penal Law §210.45)

In a written instrument, any person who knowingly makes a false statement which such a person does not believe to be true has committed a crime under the laws of the state of New York punishable as a Class A Misdemeanor.

Affirmed under penalty of perjury

this 12TH day of APRIL, 2013

- OR

* Subscribed and Sworn to before me

this _____ day of _____

* This form need be sworn to only when specifically required by the court

Carla Rail
(SIGNATURE OF PERSON GIVING STATEMENT)

Tim
(WITNESS)

Timothy Dymon
(NAME OF PERSON TAKING STATEMENT)

END: 12:45 PM